



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB0829

Introduced 2/2/2005, by Rep. Dan Reitz

#### SYNOPSIS AS INTRODUCED:

35 ILCS 200/21-330  
35 ILCS 516/275

Amends the Property Tax Code and the Mobile Home Local Services Tax Enforcement Act. Provides that any moneys accumulated in the special fund for the payment of interest by the county treasurer in excess of \$100,000 (now, \$500,000) must be paid each year prior to the commencement of the annual tax sale, first to satisfy any existing unpaid judgments, and any funds remaining thereafter must be paid to the general fund of the county. Effective immediately.

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FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

1 AN ACT concerning taxes.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Property Tax Code is amended by changing  
5 Section 21-330 as follows:

6 (35 ILCS 200/21-330)

7 Sec. 21-330. Fund for payment of interest. In counties of  
8 under 3,000,000 inhabitants, the county board may impose a fee  
9 of up to \$60, which shall be paid to the county collector, upon  
10 each person purchasing any property at a sale held under this  
11 Code, prior to the issuance of any certificate of purchase.  
12 Each person purchasing any property at a sale held under this  
13 Code in a county with 3,000,000 or more inhabitants shall pay  
14 to the county collector, prior to the issuance of any  
15 certificate of purchase, a fee of \$100 for each item purchased.  
16 That amount shall be included in the price paid for the  
17 certificate of purchase and the amount required to redeem under  
18 Section 21-355.

19 All sums of money received under this Section shall be paid  
20 by the collector to the county treasurer of the county in which  
21 the property is situated for deposit into a special fund. It  
22 shall be the duty of the county treasurer, as trustee of the  
23 fund, to invest the principal and income of the fund from time  
24 to time, if not immediately required for payments under this  
25 Section, in investments as are authorized by Sections 3-10009  
26 and 3-11002 of the Counties Code. The fund shall be held to pay  
27 interest and costs by the county treasurer as trustee of the  
28 fund. No payment shall be made from the fund except by order of  
29 the court declaring a sale in error under Section 21-310,  
30 22-35, or 22-50 or by declaration of the county collector under  
31 subsection (c) of Section 21-310. Any moneys accumulated in the  
32 fund by the county treasurer in excess of \$100,000 ~~\$500,000~~

1 shall be paid each year prior to the commencement of the annual  
2 tax sale, first to satisfy any existing unpaid judgments  
3 entered pursuant to Section 21-295, and any funds remaining  
4 thereafter shall be paid to the general fund of the county.

5 (Source: P.A. 92-224, eff. 1-1-02; 92-729, eff. 7-25-02.)

6 Section 10. The Mobile Home Local Services Tax Enforcement  
7 Act is amended by changing Section 275 as follows:

8 (35 ILCS 516/275)

9 Sec. 275. Fund for payment of interest. In counties of  
10 under 3,000,000 inhabitants, the county board may impose a fee  
11 of up to \$10, which shall be paid to the county collector, upon  
12 each person purchasing any mobile home at a sale held under  
13 this Act, prior to the issuance of any certificate of purchase.  
14 That amount shall be included in the price paid for the  
15 certificate of purchase and the amount required to redeem under  
16 Section 300.

17 All sums of money received under this Section shall be paid  
18 by the collector to the county treasurer of the county in which  
19 the mobile home is situated for deposit into a special fund. It  
20 shall be the duty of the county treasurer, as trustee of the  
21 fund, to invest the principal and income of the fund from time  
22 to time, if not immediately required for payments under this  
23 Section, in investments as are authorized by Sections 3-10009  
24 and 3-11002 of the Counties Code. The fund shall be held to  
25 satisfy orders for payment of interest and costs obtained  
26 against the county treasurer as trustee of the fund. No payment  
27 shall be made from the fund except by order of the court  
28 declaring a sale in error under Section 255. Any moneys  
29 accumulated in the fund by the county treasurer in excess of  
30 \$100,000 ~~\$500,000~~ shall be paid each year prior to the  
31 commencement of the annual tax sale, first to satisfy any  
32 existing unpaid judgments entered pursuant to Section 235, and  
33 any funds remaining thereafter shall be paid to the general  
34 fund of the county.

1 (Source: P.A. 92-807, eff. 1-1-03.)

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.